

PATENT COOPERATION TREATY

From the
INTERNATIONAL SEARCHING AUTHORITY

To:

see form PCT/ISA/220

PCT

WRITTEN OPINION OF THE INTERNATIONAL SEARCHING AUTHORITY (PCT Rule 43bis.1)

| | | |
|---|--|---|
| | | Date of mailing (day/month/year) see form PCT/ISA/210 (second sheet) |
| Applicant's or agent's file reference see form PCT/ISA/220 | | FOR FURTHER ACTION See paragraph 2 below |
| International application No. PCT/GB2005/000930 | International filing date (day/month/year) 10.03.2005 | Priority date (day/month/year) 18.03.2004 |
| International Patent Classification (IPC) or both national classification and IPC B65D19/40, B65D19/00, B65D5/02 | | |
| Applicant REILLY, Ian | | |

1. This opinion contains indications relating to the following items:

- Box No. I Basis of the opinion
- Box No. II Priority
- Box No. III Non-establishment of opinion with regard to novelty, inventive step and industrial applicability
- Box No. IV Lack of unity of invention
- Box No. V Reasoned statement under Rule 43bis.1(a)(i) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement
- Box No. VI Certain documents cited
- Box No. VII Certain defects in the international application
- Box No. VIII Certain observations on the international application

2. **FURTHER ACTION**

If a demand for international preliminary examination is made, this opinion will usually be considered to be a written opinion of the International Preliminary Examining Authority ("IPEA"). However, this does not apply where the applicant chooses an Authority other than this one to be the IPEA and the chosen IPEA has notified the International Bureau under Rule 66.1bis(b) that written opinions of this International Searching Authority will not be so considered.

If this opinion is, as provided above, considered to be a written opinion of the IPEA, the applicant is invited to submit to the IPEA a written reply together, where appropriate, with amendments, before the expiration of three months from the date of mailing of Form PCT/ISA/220 or before the expiration of 22 months from the priority date, whichever expires later.

For further options, see Form PCT/ISA/220.

3. For further details, see notes to Form PCT/ISA/220.

| | |
|--|---|
| Name and mailing address of the ISA: | Authorized Officer |
|  European Patent Office D-80298 Munich Tel. +49 89 2399 - 0 Tx: 523656 epmu d Fax: +49 89 2399 - 4465 | Augustin, W Telephone No. +49 89 2399-2629 |
|  | |

**WRITTEN OPINION OF THE
INTERNATIONAL SEARCHING AUTHORITY**

International application No.
PCT/GB2005/000930

Box No. I Basis of the opinion

1. With regard to the **language**, this opinion has been established on the basis of the international application in the language in which it was filed, unless otherwise indicated under this item.
 This opinion has been established on the basis of a translation from the original language into the following language , which is the language of a translation furnished for the purposes of international search (under Rules 12.3 and 23.1(b)).
2. With regard to any **nucleotide and/or amino acid sequence** disclosed in the international application and necessary to the claimed invention, this opinion has been established on the basis of:
 - a. type of material:
 a sequence listing
 table(s) related to the sequence listing
 - b. format of material:
 in written format
 in computer readable form
 - c. time of filing/furnishing:
 contained in the international application as filed.
 filed together with the international application in computer readable form.
 furnished subsequently to this Authority for the purposes of search.
3. In addition, in the case that more than one version or copy of a sequence listing and/or table relating thereto has been filed or furnished, the required statements that the information in the subsequent or additional copies is identical to that in the application as filed or does not go beyond the application as filed, as appropriate, were furnished.
4. Additional comments:

**WRITTEN OPINION OF THE
INTERNATIONAL SEARCHING AUTHORITY**

International application No.
PCT/GB2005/000930

**Box No. V Reasoned statement under Rule 43bis.1(a)(i) with regard to novelty, inventive step or
industrial applicability; citations and explanations supporting such statement**

1. Statement

| | | | |
|-------------------------------|------|--------|------------------|
| Novelty (N) | Yes: | Claims | 4, 9 |
| | No: | Claims | 1-3, 5-8, 10, 11 |
| Inventive step (IS) | Yes: | Claims | |
| | No: | Claims | 4, 9 |
| Industrial applicability (IA) | Yes: | Claims | 1-11 |
| | No: | Claims | |

2. Citations and explanations

see separate sheet

10/593131
IAP9/Rec'd PCT/PTO 15 SEP 2006

International application No.

PCT/GB2005/000930

**WRITTEN OPINION OF THE
INTERNATIONAL SEARCHING
AUTHORITY (SEPARATE SHEET)**

Re Item V

- 1.) The present application does not meet the criteria of Article 33(1) PCT, because **the subject-matter of claims 1-3, 5-8, 10, 11 is not new** in the sense of Article 33(2) PCT[see **WO-A-03 082 688** in particular main body forming panels (18, 20), middle panel (19), end panels (17, 21), opposing end flaps of identical size (16, 27), fluting according to claim 12 of **WO-A-03 082 688**, double thickness of the side wall formed by panels (17, 21), note with regard to claim 6 that the direction of folding during erecting of the support is not defined for the panel as such].
- 2.) The dependent claims 4, 9 do not contain any additional features which, in combination with the features of any claim to which they refer, involve an inventive step since they come within the scope of the customary practice followed by persons skilled in the art [see **US-A-4 269 347** in particular main body forming panels (12, 14), middle panel (18), end panels (20, 16), end flaps (22, 36, 38, 40, 42, 44) whereby end flap (22) is folded over and secured to form the double layer of side wall (18, 22), note that the document relates explicitly to the reinforcement of side walls made of cardboard (see column 3, lines 3-13) and it was therefore obvious to the person skilled in the art to apply the reinforcement features (lower part of fig. 1) to the support according to **WO-A-03 082 688** (erected from a similar blank) in order to reinforce the support)

Consequently, **the subject-matter of claims 4, 9 lacks an inventive step (Rule 65(1)(2) PCT).**